

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

IN RE MARICOPA COUNTY'S PILOT	)	
PROGRAM TO RESTORE	)	
COMPETENCY TO IN-CUSTODY	)	ADMINISTRATIVE ORDER
INMATES WHO ARE AWAITING	)	NO: 2003-078
COMPETENCY RESTORATION	)	
SERVICES	)	
	)	
	)	
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**WHEREAS** the waiting list for inmates in the Maricopa County Jails who require competency restoration services has grown to 66 inmates as of July 31, 2003 and the time that an inmate must await restoration services has grown to as long as 13 weeks; and

**WHEREAS** the Maricopa County Board of Supervisors has established through the Department of Correctional Health Services a program for qualified experts to restore the competency of inmates on the waiting list and to implement restoration within the County Jail facilities pursuant to A.R.S. § 13-4512.

IT IS ORDERED:

1. Authorizing the Maricopa County Department of Correctional Health Services to treat Defendants in the County Jail facilities in lieu of the Arizona State Hospital upon a 24-hour notification ("Notice") that the County Restoration to Competency Program will commence restoration services. The treatment shall be designated outpatient treatment in the custody of the County Jails.

2. The County Restoration to Competency Program Administrator will file the Notice with the Clerk of Court and send a copy of the Notice to the following:

- A. The Trial Court;
- B. Defendant's legal counsel;
- C. Prosecutor;
- D. Superior Court Forensic Services;
- E. Arizona State Hospital;
- F. Maricopa County Sheriff;
- G. Superior Court Clinical Liaison;
- H. Competency Calendar Administrator.

3. CHS, upon filing the Notice, shall follow each trial court's order regarding confidentiality of information and reporting.

4. A Defendant shall be transported to Arizona State Hospital in the event the Defendant can be admitted immediately to Arizona State Hospital and CHS has not filed the Notice in paragraph 1 above.

5. In the event CHS determines that an inmate should be treated in a facility outside the County Jail, CHS shall submit a recommendation to the trial judge, with copies to the distribution list in paragraph 2 above.

Dated this 11th day of August, 2003.

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Presiding Judge

Original: Clerk of the Superior Court

Copies: Hon. Michael K. Jeanes, Clerk of the Superior Court  
Hon. Richard M. Romley, County Attorney  
Hon. Joseph M. Arpaio, County Sheriff  
Hon. Eddward Ballinger, Jr, Criminal Presiding Judge  
Hon. Thomas W. O'Toole, Associate Criminal Presiding Judge  
Hon. Stephen Gerst  
Hon. Michael Jones  
Hon. Carey Snyder Hyatt  
Marcus W. Reinkensmeyer, Court Administrator  
James Haas, Public Defender  
Robert Briney, Legal Defender  
Mark Kennedy, Office of Contract Counsel  
Lindy Funkhouser,  
Peter C. Kiefer, Criminal Court Administrat